#### The Minutes

#### April 14, 2003

#### C039029 THE PEOPLE v. GARZA

(Certified for Partial Publication)

The judgment is modified... As modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment reflecting this modification and shall forward a certified copy of the same to the Department of Corrections.

SIMS, Acting P.J.

We concur: Davis, J.

Morrison, J.

#### C040229 THE PEOPLE v. RODGERS

(Not for Publication)

The trial court is directed to amend the abstract of judgment and the minutes of the sentencing hearing to reflect the fact that an armed principal allegation, under Penal Code section 12022, subdivision (a)(1), was found true as to defendant's robbery conviction, and to impose and then stay execution of this incorrectly-omitted enhancement. The trial court is directed to prepare a corrected abstract of judgment and forward a certified copy thereof to the Department of Corrections. As modified, the judgment is affirmed.

SIMS, Acting P.J.

We concur: Davis, J.

Raye, J.

#### C040975 THE PEOPLE v. FRITCHEY

(Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Raye, J.

Callahan, J.

#### C034216 C035428

# CALIFORNIA PILOTS ASSOCIATION et al. v. COUNTY OF BUTTE et al. CALIFORNIA PILOTS ASSOCIATION et al. v. STEPHENS et al.

(Not for Publication)

That portion of the judgment that awards to defendants the cost of transcribing three meetings of the Commission is reversed. The judgment is otherwise affirmed. Respondents are awarded their costs on appeal in 3 Civil C034216. Appellants are awarded their costs on appeal in 3 Civil C035428.

SIMS, J.

We concur: Blease, Acting P.J.

Callahan, J.

#### C037926

#### THOMAS v. SINCLAIR et al.

(Not for Publication)

The judgment is affirmed. Thomas shall pay Sinclair's costs of this appeal. (Cal. Rules of Court, rule 27 (a).)

MORRISON, J.

We concur: Davis, Acting P.J.

Callahan, J.

#### The Minutes

#### April 14, 2003, continued

C041684 In re IVY E., a Minor; ROBERT G. v. KYLE C.

(Not for Publication)

The judgment is reversed.

KOLKEY, J.

We concur: Blease, Acting P.J.

Morrison, J.

C037757 In re J.R.; THE PEOPLE v. J.R. (Not for Publication)

The judgment (order committing the minor to CYA) is affirmed.

RAYE, J.

We concur: Blease, Acting P.J.

Callahan, J.

C040615 In re IVAN A.; THE PEOPLE v. IVAN A. (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Sims, J.

Raye, J.

C040651 In re MATTHEW E.; THE PEOPLE v. MATTHEW E.

(Not for Publication)

The judgment (disposition order) is modified... As so modified, the judgment is affirmed. The juvenile court is directed to prepare an amended dispositional order and to forward a certified copy to the California Youth Authority.

SIMS, Acting P.J.

We concur: Raye, J.

Kolkey, J.

C040825 CASSIDY v. CASSIDY

BY THE COURT:

Appellant's petition for rehearing is denied.

RAYE, Acting P.J.

#### **April 15, 2003**

C039734 THE PEOPLE v. VAUGHAN (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Raye, J.

Callahan, J.

#### The Minutes

#### April 15, 2003, continued

#### C040860 THE PEOPLE v. SAIA

(Not for Publication)

The judgment is modified...In all other respects, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting this modification and to forward it to the Director of the Department of Corrections.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull, J.

#### C041932 THE PEOPLE v. HALES

(Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull. J.

#### C042031 THE PEOPLE v. VOGES

(Not for Publication)

The judgment (order granting probation) is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull, J.

## C042283 CITY OF SACRAMENTO v. THE SUPERIOR COURT OF SACRAMENTO COUNTY and MERAZ (Not for Publication)

The City's petition is granted. The order of the trial court overruling the City's demurrer to Meraz's first amended complaint is reversed. We remand this matter to the trial court with directions to dismiss the complaint with prejudice. We award the City its costs incurred in this original proceeding.

NICHOLSON, Acting P.J.

We concur: Callahan, J.

Hull, J.

#### C039544 THE PEOPLE v. BARR et al.

(Not for Publication)

THE COURT:

It is ordered that the opinion filed herein on March 19, 2003, be modified as follows:...

This modification does not affect the judgment.

The petition for rehearing is denied.

THE COURT:

BLEASE, Acting P.J. NICHOLSON, J. ROBIE, J.

#### The Minutes

#### **April 16, 2003**

#### C039352 THE PEOPLE v. ANDRADE

(Not for Publication)

The judgment is modified... As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy thereof to the Department of Corrections.

KOLKEY, J.

We concur: Sims, Acting P.J.

Morrison, J.

#### C040231 THE PEOPLE v. SHELL

(Not for Publication)

The trial court is directed to prepare an amended abstract of judgment reflecting the sentence of eight years eight months that was imposed on July 12, 2000, and to forward a certified copy to the Department of Corrections. As modified, the judgment is affirmed.

HULL, J.

We concur: Blease, Acting P.J.

Davis, J.

#### C040934 THE PEOPLE v. BUSBY

(Not for Publication)

The judgment is affirmed. The matter is remanded to the trial court with directions to prepare a new abstract of judgment in accordance with part IV of this opinion and to furnish a certified copy of the corrected abstract to the Department of Corrections.

SIMS, Acting P.J.

We concur: Raye, J.

Robie, J.

#### C040946 THE PEOPLE v. GARCIA

(Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Davis, Acting P.J.

Nicholson, J.

#### C040981 THE PEOPLE v. SIMONSON

(Not for Publication)

The judgment is affirmed. The superior court shall correct the abstract of judgment as follows: (1) in item 4 the box reflecting a two-strike sentence must be checked; (2) any comments under item 11 should be deleted; and (3) in item 13 the box reflecting that presentence credit was imposed pursuant to Penal Code section 2933.1 must be checked. The superior court shall forward a certified copy of the corrected abstract to the Department of Corrections.

HULL, J.

We concur: Blease, Acting P.J.

Davis. J.

#### The Minutes

#### April 16, 2003, continued

C041308 THE PEOPLE v. ACCETTA (Not for Publication)

The judgments are affirmed.

SIMS, Acting P.J.

We concur: Raye, J.

Robie, J.

C041620 THE PEOPLE v. HUNT (Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Blease, Acting P.J.

Davis, J.

C041875 THE PEOPLE v. REBER (Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Blease, Acting P.J.

Davis, J.

C042046 THE PEOPLE v. SIMON (Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Blease, Acting P.J.

Davis, J.

C040695 U-HAUL OF SACRAMENTO v. CHENOWETH III

(Not for Publication)

The judgment is affirmed. U-Haul shall recover costs on appeal.

RAYE, Acting P.J.

We concur: Callahan, J.

Robie, J.

C039191 In re W.J.; THE PEOPLE v. W.J. (Not for Publication)

Probationary conditions 12, 15, 16, 17, 18, 19, and 20 are stricken. The juvenile court is directed to amend its records accordingly and to forward to the Director of the California Youth Authority an amended CYA commitment order reflecting these changes. In all other respects, the judgment (order committing the minor to CYA) is affirmed.

RAYE, J.

We concur: Davis, Acting P.J.

Kolkey, J.

#### The Minutes

#### April 16, 2003, continued

C041956 In re TASHIANA W. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. TRACY W.

(Not for Publication)

The orders are affirmed.

HULL, J.

We concur: Davis, Acting P.J.

Nicholson, J.

**April 17, 2003** 

C038500 THE PEOPLE v. WILSON (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Sims, Acting P.J.

Callahan, J.

C038528 THE PEOPLE v. BELL (Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Nicholson, Acting P.J.

Callahan, J.

C040612 THE PEOPLE v. WOMACK (Not for Publication)

The March 7, 2002, order for recommitment is affirmed.

SIMS, Acting P.J.

We concur: Davis, J.

Nicholson, J.

C042105 THE PEOPLE v. VIVIAN (Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Nicholson, Acting P.J.

Callahan, J.

C039222 In re S.B. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND

**HUMAN SERVICES v. RANDY B. et al.** (Not for Publication)

The judgment of disposition is affirmed.

MORRISON, J.

We concur: Scotland, P.J.

Robie J.

#### The Minutes

#### April 17, 2003, continued

## C041990 In re AUSTIN P.; DEPARTMENT OF HEALTH AND HUMAN SERVICES v. KRISTOPHER P. (Not for Publication)

The orders of the juvenile court are affirmed.

Morrison, J.

We concur: Blease, Acting P.J.

Kolkey, J.

## C039862 THOMPSON, a Minor, etc., et al. v. SACRAMENTO CITY UNIFIED SCHOOL DISTRICT (Certified for Publication)

THE COURT:

The opinion in the above entitled matter filed March 25, 2003, was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports, and it is so ordered.

(CERTIFIED FOR PUBLICATION)

FOR THE COURT:

SCOTLAND, P.J. BLEASE, J.

#### April 18, 2003

#### C040347 THE PEOPLE v. HALL (Not for Publication)

The judgment (order revoking probation) is affirmed.

SIMS, J.

We concur: Blease, Acting P.J.

Callahan, J.

#### C041448 THE PEOPLE v. POTTER (Not for Publication)

The judgment is affirmed. The trial court is directed to correct the abstract of judgment to reflect that the second count is count "1B," the consecutive sentence for count "1B" is one year, and the court ordered defendant to pay \$38,868 in restitution to Larry Ray Potter. The court is further directed to forward a certified copy of the corrected abstract to the Department of Corrections.

SCOTLAND, P.J.

We concur: Sims, J.

Robie, J.

## C042709 In re D.T.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. DONALD T. (Not for Publication)

The juvenile court's order terminating appellant's parental rights is affirmed.

SCOTLAND, P.J.

We concur: Sims, J.

Robie, J.